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PATENT APPLICATION

ATTORNEY DOCKET NO. 200312252-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Michael HARVILLE

Confirmation No.: 7196

Application No.: 10/613,905

Examiner: Biagini, Christopher D.

Filing Date: 7/4/2003

Group Art Unit: 2142

Title: METHOD FOR MANAGING A STREAMING MEDIA SERVICE

02/01/2008 SDENB083 00000039 002025 10613905

Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

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**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner date, 10/17/2007, rejecting the following claims 1-24

- ☒ The fee for filing this Notice of Appeal is \$510.00 (37 CFR 41.20).
☐ No Additional Fee Required.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.13 6(a) apply.

- ☒ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (FEES: 37 CFR 1.17 (a)-(d) for the total number of months checked below:

☒ 1st Month
\$120

☐ 2nd Month
\$460

☐ 3rd Month
\$1050

☐ 4th Month
\$1640

- ☐ The extension fee has already been filed in this application

- ☐ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account **50-4157** the sum of \$ 120.00. Please charge to Deposit Account **08-2025** the sum of \$ 510.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account **08-2025** pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

- ☒ I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Commissioner for Patents, Alexandria, VA 22313-1450

Date of Deposit: 1/28/2008

OR

- ☐ I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number (571) 273-8300.

Date of facsimile:

Typed Name: Henry L. Fish

Signature: [Signature]

Respectfully submitted,

Michael HARVILLE

By [Signature]

John P. Wagner, Jr.

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Reg No. : 35,398

Date : 1/28/2008

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